S.B. Cr. Revision Petition No.172/2002
Smt. Naseem
vs
Mohd. Saffi

DATE OF ORDER : 23.1.2007

HON'BLE JUSTICE SHRI G.S. SARRAF

Shri S.S. Joha,for the petitioner.
Shri Haider Aagha, for the respondent.

<><><>

Learned counsel for the respondent is in agreement with the contention of learned counsel for the petitioner that the petitioner be awarded maintenance @ Rs.500/- per month from the date of divorce i.e., 31.5.1983 till the period of *Iddat* is over and for the period after *Iddat* is over the petitioner be given liberty to move an application for maintenance under the provisions of Muslim Women (Protection of Civil Rights on Divorce) Act, 1986.

In view of the common submission of the learned counsels for the parties, the revision petition is partly allowed, the impugned order dated 23.1.2002 is modified to the extent that the petitioner is entitled to receive Rs. 500/- as maintenance from the respondent under Section 125 Cr.P.C. from the date of divorce i.e., 31.5.1983 till the *Iddat* period is over and for the period after *Iddat* is over, the petitioner is free to proceed under

Sections 3 and 4 of the Muslim Women (Protection of Civil Rights on Divorce) Act, 1986.

The revision petition therefore, stands disposed of as above.

(G.S. SARRAF), J.

cpgoyal/-